

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S. – Horticulture Department – Departmental proceedings against Sri P.Hanumantha Rao, Project Director, APMIP, Nalgonda - under Rule 20 of APCS (CC&A) Rules 1991 – Articles of Charges – Issued.

AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt. No. 395

Dated:27.05.2014.

Read the following:

1. From the COH, Hyd. Lr.No.Estt.I(2)/183/2014, dt. 28.2.2014.
2. D.O.Lr.No.Estt.I(2)183/2014, dt.28.2.2014 of the Commissioner of Horticulture, Hyd.

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ORDER:

It is proposed to hold an inquiry against the said Sri P.Hanumantha Rao, Project Director , APMIP, Nalgonda in accordance with the procedure laid down in Rule 20 of A.P.C.S (CC&A) Rules 1991.

2. The substance of the imputations of misconduct or mis behaviour in respect of which the enquiry is proposed to be set out is the enclosed statement of Articles of charges (Annexure-I) and a list of documents by which and a list of witness by whom the Articles of Charges are proposed to be sustained are also enclosed as Annexure-II and III.

3. Sri P.Hanumantha Rao, Project Director , APMIP, Nalgonda is directed to submit his written statement of defence within 15 days from the date of the receipt of this order.

4. Sri P.Hanumantha Rao, Project Director, APMIP, Nalgonda, is further informed that an inquiry will be held only in respect if those article of charge as is not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri P.Hanumantha Rao, Project Director , APMIP, Nalgonda, is further informed that if he does not submit his written statement of defence on or before the date of specified in para (3) above or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P. Civil Services (CC&A) Rules 1991 or the orders / directions issued in pursuance of the said rule, the inquiry authority may hold the inquiry against him ex parte and further action will be taken based on the material available.

6. The attention of Sri P.Hanumantha Rao, Project Director , APMIP, Nalgonda, is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri P.Hanumantha Rao, Project Director , APMIP, Nalgonda, is aware of such representation and that it has been made at

his instance and action will be taken against him for violation of Rule 24 of the A.P.Civil Services (Conduct) Rules, 1964.

7. The receipt of the G.O. must be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RANJEEV R. ACHARYA
APC & PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri P.Hanumantha Rao, Project Director, APMIP, Nalgonda, (Through the COH, Hyd) (w.e.)

Copy to:

The Commissioner of Horticulture, Hyderabad.

(With a request to serve the copy and send dated acknowledgement)

Sc/Sf.

// FORWARDED:: BY ORDER //

SECTION OFFICER

ANNEXURE – I

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOUR ON WHICH ACTION IS PROPOSED TO BE TAKEN AGAINST SRI P.HANUMANTHA RAO, PROJECT DIRECTOR, APMIP, NALGONDA FOR COMMITTING CERTAIN IRREGULARITIES

ARTICLE OF CHARGE-I

That the Project Director (PD) has released 90% subsidy towards final payment to the MI Companies without insisting on mandatory inspections and signatures on final inspection reports by Micro Irrigation Area Officers (MIAOs) in deviation of para 27 of APMIP guidelines in the following 21 cases.

Sl.No.	Proceedings No.	Name of the beneficiary
1	3372	Jatavat Sarji
2	5874	Ramavat Sevya
3	5879	Ramavat Golya
4	5878	Ramavat Ameerya
5	5877	Ramavat Balya
6	5883	Ramavat Boda
7	5882	Ramavat Yelloji
8	5888	Ramavat Seva
9	5608	Mulguri Yohan
10	5589	Kambalapalli Kesavulu
11	5884	Ramavat Motilal
12	5609	Palle Krishnaiah
13	5607	Palle Lalayya
14	5591	Mulguri Shantaiah
15	3396	Ketawat Pandu
16	5587	Bodini Balanarsaiah
17	1221	Ramavat Chandu
18	5602	Budidha Butchaiah
19	5886	Ramavat Krishna Naik
20	1222	Ramavat Bikku
21	4404	Jakkali Pedda Venkateswarlu

ARTICLE OF CHARGE-II

That, in 66 cases, the Ex.Micro Irrigation Engineer (MIE) Sri Kranthi Kumar, O/o. Project Director, APMIP, Nalgonda has conducted 90% final inspections and taken photos independently with malafide intention and without the mandatory inspection of concerned jurisdictional Micro Irrigation Area Officers (MIAO), in deviation of instructions issued at para 27 of APMIP Guidelines and Director of Horticulture Letter No.APMIP/750/2009 dated 2.11.2009 and Circular Memo No.APMIP/380/2009, dated 18.6.2010. Further MIAOs have given statements that the MIE proceeded for inspections without their knowledge. Among those MI installations, the Head Office Inspection team found that there are no MI Installations in the following (9) cases which proves that the Project Director, APMIP, Nalgonda released 90% subsidy towards final payment to M/s. Signet Industries Ltd., MI Company, without proper scrutiny and in violation of APMIP guidelines and caused loss to the Government funds to a tune of **Rs.4,18,070/-**.

Sl.No.	Proc.No and name of the beneficiary	Name of the MIE who has inspected	Amount (Rs.)
1	Proc No.1593, Mangalpally Yaladri	Kranthi Kumar	59,133
2	Proc No.3388, Kethavath	Kranthi Kumar	28,069

	Laxma		
3	Proc No.3408, Jatavath Parangini	Kranthi Kumar	53,588
4	Proc No.3382, Perumandla Ramulu Chinna	Kranthi Kumar	59,280
5	Proc No.3413, Moluguri Venkaiah	Kranthi Kumar	32,000
6	Proc No.3414, Molguri Lachaiah	Kranthi Kumar	32,000
7	Proc No.3415, Molguri Yeshobu	Kranthi Kumar	32,000
8	Proc No.3416, Molguri Somaiah	Kranthi Kumar	32,000
9	Proc No.6488, Gudipally Ramreddy	Kranthi Kumar	90,000
	TOTAL		4,18,070

During field inspections and on proper scrutiny of the files covering applications of the farmers, BMS, 10% Photo, 90% final photo it is noticed that the MI Company has not properly installed MI Systems and the following defects were observed: a) Main and Sub mains are laid on ground, b) trenches are not closed, and c) MI System just installed for photo sake without crop and trial run was not conducted by MI Company etc. But, the Project Director without scrutiny of applications made final payment to Signet Industries Limited in the following cases, thereby causing misuse of Government funds.

S.No.	Types of irregularities	Details of cases
1.	Out of 69 cases inspected in 5 cases, Main & Sub main PVC piles are laid on ground without trenching which is causing damage / breakage and leading for burning of PVC pipes etc.	Proc No. 5879, 1785, 4374, 4377, 4394
2	Out of 69 cases inspected, in 20 cases, trenches are not closed and caused for damage of PVC Main & Submain etc.	Proc No. 5856, 5882, 5883, 1798, 1799, 1806, 1807, 1808, 1812, 3377, 1784, 2620, 3395, 3400, 4373, 4364, 4379, 4395, 5597, 5606
3	Out of 69 cases inspected, in 48 cases drip system is not actually commissioned	Proc. No. 5852, 5856, 5874, 5877, 5878, 5879, 5880, 5882, 5883, 5889, 1798, 1799, 1806, 1807, 1808, 1812, 1813, 1814, 1815, 1816, 3377, 1784, 1785, 2819, 3378, 3379, 3395, 3400, 3407, 4372, 4373, 4374, 5873, 2839, 3386, 3372, 4363, 4364, 4376, 4377, 4379, 4380, 5589, 5888, 4368, 4394, 4395, 5608
4	In all 69 cases inspected, Fake / Forged Soil & Water analysis report submitted	Proc. No. 1587, 1593, 3388, 3408, 3382, 3413, 3414, 3415, 3416, 6488, 5852, 5856, 5857, 5859, 5874, 5877, 5878, 5879, 5880, 5882, 5883, 5889, 1798, 1799, 1806, 1807, 1808, 1812, 1813, 1814,

		1815, 1816, 2837, 3377, 1784, 1785, 2819, 3378, 3379, 3395, 3400, 3407, 4372, 4373, 4374, 5873, 2839, 3386, 3372, 4363, 4364, 4376, 4377, 4379, 4380, 5589, 5888, 4368, 4394, 4395, 5608, 5606, 5600, 5597, 3406, 4877, 4398, 3399, 2820
5	In all 69 cases inspected, Undertaking of farmers in application was struck down i.e., mis use clause	Proc. No. 1587, 1593, 3388, 3408, 3382, 3413, 3414, 3415, 3416, 6488, 5852, 5856, 5857, 5859, 5874, 5877, 5878, 5879, 5880, 5882, 5883, 5889, 1798, 1799, 1806, 1807, 1808, 1812, 1813, 1814, 1815, 1816, 2837, 3377, 1784, 1785, 2819, 3378, 3379, 3395, 3400, 3407, 4372, 4373, 4374, 5873, 2839, 3386, 3372, 4363, 4364, 4376, 4377, 4379, 4380, 5589, 5888, 4368, 4394, 4395, 5608, 5606, 5600, 5597, 3406, 4877, 4398, 3399, 2820

ARTICLE OF CHARGE-III:

That the Project Director, Nalgonda released 90% subsidy towards final payment in respect of Sri Kenawat Laxma, S/o. Tavurya of Vaddipatla (Village), P.A. Palli (Mandal) purely based on the bills submitted by the Signet Industries Limited and without obtaining final inspection and commissioning / completion report of concerned MIAO in deviation of para 27 of APMIP guidelines. During the inspection, the concerned MIAO viz, R.Janardhana Reddy has deposed that the farmer has not planted the Sweet Orange plants and the drip is not functioning, lateral pipes are not fitted and the MIE has taken final field inspection photo without his knowledge. The beneficiary Sri Kenawat Laxma has also given a statement that he intended to plant Sweet Orange plants but the laterals are not laid and drippers are also not fitted and some PVC and laterals are kept in his house. Though no installation was done, the Project Director, APMIP, Nalgonda made final payment to the Signet Industries Limited, even though the MIAO Sri Janardhan Reddy refused to inspect the MI installations in the field as there is no proper installation and thereby caused misuse of APMIP funds.

ARTICLE OF CHARGE-IV

That as per the APMIP guidelines and instructions issued vide Circular Memo No.APMIP/380/2009 dated 18.6.2010, the Micro Irrigation Area Officers (MIAOs) have to conduct 100% inspections and Project Director, APD, MIE MIDC has to conduct random inspections @ 15%, 20%, 20% & 20% respectively of MI installations made by the MI Companies. Inspite of the above guidelines, the Project Director, APMIP, Nalgonda has failed to follow the above instructions and there is no record of random inspections. In all the 69 cases inspected by the Inspection Team, random checks were not conducted by any of the Officers mentioned above.

ARTICLE OF CHARGE- V

That it is the primary duty of the Project Director, APMIP to examine the files carefully to see whether the guidelines and provisions of APMIP are complied with before sanctioning the payments to MI Companies. The Project Director, APMIP, Nalgonda has not performed his duties with due care and made payments to M/s. Signet Industries Limited without proper scrutiny in the following 4 cases where there are no installation (inspected by MIAOs) thereby causing misappropriation / misutilisation of funds to the tune of **Rs.2,93,126/-** (Rupees two lakhs ninety three thousand one hundred and twenty six only).

S.No.	Proc.No and name of the beneficiary (Sri/Smt.)	Name of the MIAO who has inspected	Amount (Rs.)
1	5857, Nenavath Bhashya	Srinivas Singh	77,093
2	5859, Pathulothu Poorya	Srinivas Singh	97,469
3	2837, Theegalamalla Venkateshwarlu	Srinivasulu	22,350
4	1587, Bairdla Rmaiah	Yadaiah	96,214
	TOTAL		2,93,126

ARTICLE OF CHARGE-VI

That out of 168 cases scrutinized by the team of officers, in the following 66 cases, the then Micro Irrigation Engineer (MIE) Sri Kranthi Kumar, O/o. Project Director, APMIP, Nalgonda has conducted 90% final inspections, with malafide intention, and taken photos independently without the mandatory inspection of concerned jurisdiction Micro Irrigation Area Officers (MIAOs) in deviation of instructions issued at para 27 of APMIP Guidelines, Director of Horticulture Letter No.APMIP/750/2009 dated 2.11.2009 and Circular Memo No.APMIP/380/2009, dated 18.6.2010. Further, MIAOs have given statements that the MIE, Sri Kranthi Kumar proceeded for inspections without their knowledge. The Project Director with malafide intention has allowed MIE for inspections and released amounts which is against guidelines.

Sl.No.	Proc. No.	Name of the Beneficiary
1	3407	Meghavath Rjya
2	3406	Moluguri Yadaiah
3	3386	Vadthya Lachya
4	3377	Ambothu Laku
5	5873	Meghavath Dwali
6	4372	Meghavath Soman
7	4377	Meghavath Laskar
8	4379	Meghavath Rupla
9	4380	Meghavath Hanma
10	4398	Jakkali Jangamma
11	4877	Meghavath Doodya
12	1806	Ramavath Mothi
13	1808	Sapavath Laxma
14	3378	Meghavath Pandu
15	3398	Meghavath Ramulu
16	4368	Moluguri Ramaiah
17	4363	Kethavath Srinu
18	5887	Ramavath Dhansingh
19	4880	Gyara Parvathamma
20	4364	Meghavath Dowda
21	3398	Meghavath Valya
22	5866	Ambothu Laxmi
23	5867	Ramavath Bhadru
24	5868	Ambothu Chandi
25	5847	Nenavath Pandu

26	4358	Burri Lachaiah
27	5588	Adepu Yadaiah
28	5598	Yerra Anthaiah
29	4370	Kalkonda Ramulu
30	4360	Burri Ramanjaneyulu
31	4878	Yerra Venkataiah
32	4375	Meghavath Tharya
33	4371	Kalkonda Chinna Bhixamaiah
34	5848	Meghavath Sakru
35	5893	Sapavath Shankar
36	3397	Vadthya Meri
37	3402	Ramavath Parvathi
38	3403	Korra Sali
39	4879	Gyara Bakkaiah
40	4383	Ambothu Teju
41	5885	Ambothu Chinnabai
42	5870	Korra Beemla
43	4357	Burri Venkateswarlu
44	3433	Nenavath Parsu
45	3452	Nenavath Jajagna
46	3434	Nenavath Bodhya
47	3428	Jatavath Bhanu
48	4883	Bashipaka Buchamma
49	4882	Bashipaka Eedamma
50	4881	Bashipaka Jayasudha
51	3422	Nenavath Narsimha
52	3423	Nenavath Bhanu Nayak
53	3425	Nenavath Janu Nayak
54	3426	Ambothu Madhya
55	3421	Nenavath Bikku
56	3420	Nenavath Seemya
57	3419	Nenavath Bichya
58	3409	Kolkulapally Anjamma
59	3401	Anika Venkataiah
60	3389	Sapavath Balya
61	3383	Katta Bixam
62	2853	Ponujothu Tirupathi Rao
63	1594	Ramavath Harilal
64	1584	Megavath Hanumanthu
65	1223	Ramavath Hanumanthu
66	4876	Meghavath Chandu

ARTICLE OF CHARGE-VII:

That as per Rule 3(1) of AP Civil Services (Conduct) Rules, 1964, every Government employee shall be devoted to his duties and shall maintain absolute integrity, discipline, impartiality and a sense of propriety. Sri P.Hanumantha Rao, DDH/PD, APMIP, Nalgonda without proper scrutiny and without properly following the guidelines of APMIP, made 90% payments causing loss to Govt. Money. Thus, he has violated the Rule 3(1) of AP Civil Services (Conduct) Rules, in all aspects.

RANJEEV R. ACHARYA
APC & PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE – II

List of documents by which the Article of Charges framed against Sri P.Hanumantha Rao, Project Director, APMIP, Nalgonda, are proposed to be sustained.

1. Complaint received from Sri Katta Narsimha Reddy, Ex-DCO, M/s. Signet Industries Limited dated:
2. Commissioning & Completion certificates & final inspection reports where no signature of MIAOs/MIE are available.
3. Commissioning & Completion certificate & final inspection reports where no installations were done by M/s. Signet Industries Limited.
4. Commissioning & Completion certificate & final inspection reports where only Sri Kranthi Kumar, Ex-MIE has signed.
5. Photos showing the installations where trenches are not closed.
6. Inspection report of Sri K.Siva Prasad, OSD, APMIP & Smt. P.V. Bhagya Lakshmi, OSD, APMIP.
7. Statement of MIAOs, Smt. M.Manjula, MIAO, Devarakonda, Sri S.Srinivas Singh, MIAO, Miryalaguda, Sri K.Yadagiri, MIAO, Shali Gowraram, Sri K.Vishnumurthy, MIAO, Valigonda, Sri D.Yadaiah, MIAO, Marriguda, Sri M.Srinivasulu, MIAO, Kodada, Sri P.Ravinder, MIAO, Nampally & Sri Janardhan Reddy, MIAO, PA Pally.
8. Statement of Sri Kethavath Laxma, farmer of Vaddipatla (V), PA Pally (Mandal).
9. Statement of Sri Janardhan Reddy, MIAO, PA Pally (Mandal).
10. Circular Memo No.APMIP/750/2009, dated: 2.11.2009.
11. Circular Memo No.APMIP/380/2009, dated: 18.6.2010.

RANJEEV R. ACHARYA
APC & PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

List of witnesses by whom the Article of Charges framed against Sri P.Hanumantha Rao, Project Director, APMIP, Nalgonda, are proposed to be sustained.

RANJEEV R. ACHARYA
APC & PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER